

12/19/01

**UTILITY  
PATENT APPLICATION  
TRANSMITTAL**  
*(Only for new nonprovisional applications under  
37 C.F.R. 1.53(b))*

Attorney Docket No. 1932.1064-033  
First Named Inventor or Chad Cori Huval  
Application Identifier  
Express Mail Label No. EV044390928US

j10504 S. PTO  
10/02/5184

Title of Invention COMBINATION THERAPY FOR TREATING HYPERCHOLESTEROLEMIA

**APPLICATION ELEMENTS**

See MPEP chapter 600 concerning utility patent application contents.

1.  Fee Transmittal Form  
*(Submit an original, and a duplicate for fee processing)*
2.  Specification **Total Pages 28**  
*(preferred arrangement set forth below)*
  - Descriptive title of the invention
  - Cross References to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to sequence listing, a table, or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings *(if filed)*
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
3.  Drawing(s) (35 U.S.C. 113) **Total Sheets [ ]**  
 Fig. of the Drawings for Publication  [ . ]  
 No Figure to be Published
4.  Oath or Declaration/POA **Total Pages 3**
  - a.  Newly executed (original or copy)
  - b.  Copy from a prior application (37 C.F.R. 1.63(d))  
*(for continuation/divisional with Box 17 completed)*
    - i.  DELETION OF INVENTOR(S)  
Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. 1.63(d)(2) and 1.33(b).
5.  CD-ROM or CD-R in duplicate, large table or Computer Program *(Appendix)*

ADDRESS TO: Assistant Commissioner for Patents  
Box Patent Application  
Washington, D.C. 20231**ACCOMPANYING APPLICATION PARTS**

7.  Assignment Papers (cover sheet & documents)  
 Assignee - GelTex Pharmaceuticals, Inc.  
Waltham, Massachusetts
8.  Power of Attorney  37 C.F.R. 3.73(b) Statement
9.  English Translation Document *(if applicable)*
10.  Information Disclosure  Copies of IDS Citations Statement (IDS)/PTO-1449
11.  Preliminary Amendment
12.  Return Receipt Postcard
13.  Small Entity  Statement filed in prior application, Statement(s) status still proper and desired
- 14a.  Foreign Priority Claim under 35 U.S.C. §119 or 365
- 14b.  Certified Copy of Priority Document(s)
15.  Nonpublication Request *(check parent application)*
16.  Other Remarks/Change of Correspondence Address  
\_\_\_\_\_

## 17. If a CONTINUING APPLICATION, check appropriate box; supply the requisite information.

Continuation  Divisional  Continuation-in-part (CIP) of prior application No.: 09/311,103

Prior application information: Examiner: Webman, E. Group Art Unit: 1617

The entire disclosure of the prior application is considered a part of the disclosure of the accompanying application and is hereby incorporated by reference.  
*(Add standard Related Applications section with incorporation by reference to specification or update same)*

## 18. CORRESPONDENCE ADDRESS

NAME	Customer No. 021005			
	HAMILTON, BROOK, SMITH & REYNOLDS, P.C.			
ADDRESS	530 Virginia Road, P.O. Box 9133			
CITY	Concord	STATE	MA	ZIP CODE
COUNTRY	USA	TELEPHONE	(978) 341-0036	FAX
				(978) 341-0136

Signature	Susan M. Abelleira	Date	December 19, 2001
Submitted by Typed or Printed Name	Susan M. Abelleira	Reg. Number	42,252

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Chad Cori Huval, Stephen Randall Holmes-Farley, John S. Petersen  
and Pradeep K. Dhal

Continuation Application of

Application No.: 09/311,103

Filed: May 13, 1999

For: COMBINATION THERAPY FOR TREATING HYPERCHOLESTEROLEMIA

Date: 12/19/01

**EXPRESS MAIL LABEL NO. EV 044390928 US**

REMARKS/CHANGE OF CORRESPONDENCE ADDRESS

Box PATENT APPLICATION

Assistant Commissioner for Patents

Washington, D.C. 20231

Sir:

The above-captioned application is a continuation of application number 09/311,103 filed on May 13, 1999 to which priority is claimed under 35 U.S.C. §120.

The related applications paragraph has been revised to include the parent application.

Claims 1-6 are newly presented. No new matter has been added.

Pursuant to 37 C.F.R. 1.63(d)(4), please note that a Notice of Change of Correspondence Address was submitted in parent Application No. 09/311,103. Please send all correspondence in the above-identified continuation application to: Customer No. 021005; Hamilton, Brook, Smith & Reynolds, P.C., 530 Virginia Road, P.O. Box 9133, Concord, Massachusetts 01742-9133. In

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addition, please direct all telephone calls to **Carolyn S. Elmore** at (978) 341-0036, and all facsimile communications to (978) 341-0136.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By Susan M. Abelleira  
Susan M. Abelleira  
Registration No. 42,252  
Telephone: (978) 341-0036  
Facsimile: (978) 341-0136

Concord, MA 01742-9133

Dated: *December 19, 2001*

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